

REGULAR CITY COUNCIL MEETING

MARCH 25, 1985

PRESENT

Grant S. Nielson
Don Dafoe
Neil Dutson
Gayle Bunker
Ruth Hansen

Mayor
Council Member
Council Member
Council Member
Council Member

ABSENT

Craig Greathouse

Council Member

OTHERS PRESENT

Jim Allan
Dorothy Jeffery
Warren Peterson
Doyle Bender
John Quick
Neil Forster
Alan Riding
Gregory Cooper
Kim Taylor
Ralph Stoneking
Roger Young
Morris Burton
Jim Fletcher
Keith Griffiths
Lex Dutson
Chris Shelley
Walter L. Ekins
Martin Ludwig

City Manager
City Recorder
City Attorney
City Treasurer
City Engineer
Public Works Director
Asst. Public Works Director
Chief of Police
Police Officer
Police Officer
Police Officer
Police Officer
KNAC Radio Station
Delta Area Chamber of Commerce
Boy Scout
Boy Scout
Hinckley Town Mayor
City Resident

Mayor Grant Nielson being present called the meeting to order at 7:00 p.m. Dorothy Jeffery, Delta City Recorder, being present acted as secretary. Mayor Nielson stated that notice of the meeting time, place and agenda were posted at the principal office of the governing body located at 76 North 200 West and was provided to the Millard County Chronicle Progress, the Millard County Gazette, the local radio station, KNAC, and to each member of the City Council by personal delivery two days prior to the meeting.

MINUTES

The proposed minutes of a public hearing regarding a proposed countywide solid waste disposal land fill for Millard County, held July 12, 1984, were presented for the Council's consideration and approval. Following a brief review of the minutes, Council Member Ruth Hansen MOVED the minutes be

approved as corrected. The motion was SECONDED by Council Member Neil Dutson. Mayor Nielson then asked if there were any further comments or questions regarding the minutes. There being none, he called for a vote on the motion. The motion passed unanimously.

The proposed minutes of a regular City Council meeting held September 17, 1984, were presented for the Council's consideration and approval. Following a brief discussion of the minutes, Council Member Gayle Bunker MOVED the minutes be approved as presented. The motion was SECONDED by Council Member Don Dafoe. Mayor Nielson asked if there were any further comments or questions regarding the minutes. There being none, he called for a vote on the motion. The motion passed unanimously.

The proposed minutes of a regular City Council meeting held October 29, 1984, were presented for the Council's consideration and approval. After a brief discussion of the minutes, Council Member Ruth Hansen MOVED the minutes be approved as corrected. The motion was SECONDED by Council Member Gayle Bunker. Mayor Nielson asked if there were any further comments or questions regarding the minutes. There being none, he called for a vote on the motion. The motion passed unanimously.

The proposed minutes of a special City Council meeting in conjunction with the Planning and Zoning Commission to hear a presentation of a proposed annexation of property West of the Delta City Municipal Airport, held January 16, 1985, were presented for the Council's review and consideration for approval. Council Member Gayle Bunker MOVED the minutes be approved as corrected. The motion was SECONDED by Council Member Ruth Hansen. Mayor Nielson asked if there were any further comments or questions regarding the minutes. There being none, he called for a vote on the motion. The motion passed unanimously.

The proposed minutes of a Public Hearing regarding a proposed ordinance amending the Delta City subdivision ordinances held February 11, 1985, were presented for the Council's review and consideration for approval. Council Member Don Dafoe MOVED the minutes be approved as presented. The motion was SECONDED by Council Member Gayle Bunker. Mayor Nielson asked if there were any further comments or questions regarding the minutes. There being none, he called for a vote on the motion. The motion passed unanimously.

The proposed minutes of a regular City Council meeting held February 25, 1985, were presented for the Council's review and consideration for approval. Council Member Neil Dutson MOVED the minutes be approved as presented. The motion was SECONDED by Council Member Gayle Bunker. Mayor Nielson asked if there were any further comments or questions regarding the minutes. There being none, he called for a vote on the motion. The motion passed unanimously.

ACCOUNTS PAYABLE

The Council discussed the list of accounts payable which had been distributed to the Council members two days prior to the meeting, after which Council Member Neil Dutson MOVED to approve the accounts payable for

payment. The motion was SECONDED by Council Member Don Dafoe. Mayor Nielson asked if there were any further comments or questions regarding the accounts payable. There being none, he called for a vote on the motion, which passed unanimously.

CITY MANAGER JIM ALLAN: UPDATE OF MILLARD SCHOOL DISTRICT PROPOSAL OF SALE OF SOUTH HALF OF BLOCK 74 (OLD FOOTBALL FIELD PROPERTY)

City Manager Jim Allan told the Council he had met with the Millard County School District Board on Thursday, March 20, 1985, and discussed the following options regarding the possible purchase by Delta City of the property commonly known as the "old football field", which is located just north of the Delta City Municipal Building, in Block 74.

OPTION #1

In the annexation proposal for the Delta South Elementary School property, the Millard County School District was to pay approximately \$22,800.00 to Delta City for 23 acre feet of water rights, and an additional \$13,000.00 for park dedication fees. Council Member Gayle Bunker has previously mentioned to the Council that there are some interested City residents that may donate approximately \$10,000.00 which can be used toward the purchase of the property. This would amount to approximately \$46,000.00, which is the amount the Millard County School District has requested for the property.

OPTION #2

The Council could forgive the \$22,800.00 due for water rights and provide the Millard County School District with credit for the \$13,000.00 of park dedication fees. This would amount to \$35,800.00. Millard County has also agreed to pay for one-half of the cost of the asphalt to be used on Center Street, or approximately \$10,000.00. This amount could also be credited back to the School District, which would then bring the figure up to the \$46,000.00. The School Board voiced a concern regarding their commitment to purchase the 23 acre feet of water rights. It was not known at this time if the commitment could be dissolved or not.

OPTION #3

If the Millard County School District Board commitment to purchase the water rights has to be honored, the park dedication fee of \$13,000.00 and the asphalt fee of \$10,000.00, and a drainage fee of \$12,000.00 due from the School for drainage on 450 South could be forgiven, this would amount to approximately \$35,000.00. The

opinion of the Millard County School District Board is that they are willing to work with Delta City for the possible purchase of the aforementioned property. Superintendent Kenneth Topham will report back to the Council as soon as the School Board has received an answer regarding their commitment for the purchase of the 23 acre feet of water rights.

Mr. Allan stated that he wanted to report to the Council that the School Board was amenable to the City's proposal for the purchase of the property, and that he would meet with Superintendent Topham and give the Council an update on the status of the matter at the April 8 regular City Council meeting.

CITY MANAGER JIM ALLAN: DELTA CITY SPRING CLEANUP CAMPAIGN DISCUSSION/
APPOINTMENT OF CHAIRPERSON OR SERVICE ORGANIZATION

City Manager Jim Allan introduced Mr. Keith Griffiths, Assistant Branch Manager of the Delta Branch of First Security Bank of Utah and member of the Delta Area Chamber of Commerce and asked Mr. Griffiths to address the Council concerning the 1985 Delta City Cleanup Campaign.

Mr. Griffiths told the Council that he was the chairperson of the Delta Area Chamber of Commerce Community Development Campaign and, as such, had been instructed to work on the cleanup campaign for 1985. He then reviewed with the Council the following suggestions for the cleanup campaign:

1. The whole month of April will be designated as "beautification month" for the City of Delta and West Millard area.
2. April 20 and April 27, the last two Saturdays of the month, be set aside as days for the Delta City public works crew to make available two trucks and manpower for the purpose of picking up trash from the curbs.
3. A letter has been drafted and will be mailed to each of the church leaders in all of the West Millard area and to mayors of the towns in the area regarding the cleanup.
4. Quality IGA has once again agreed to furnish free garbage bags this year to anyone that wants to pick them up at the store.
5. A flyer has been prepared informing people of the cleanup and of the free garbage bags and will be placed on each doorstep within the Delta City area.

Mr. Griffiths told the Council that Gayle Bunker has agreed to furnish a truck and loader in the Rancho Mobile Home Park and Robert Pendray has agreed to use his equipment at the Delta Estates to assist in the clean up project. Paul Farthing and Ray Smith will be contacted and asked if they would furnish the equipment and man power to assist in the clean up in the

White Sage area. However, at this time they have not been contacted. The City crew would furnish the equipment and manpower for the remaining area within the Delta City limits.

It was the opinion of the Council that the Delta Area Chamber of Commerce should appoint a chairperson for the 1985 cleanup campaign who would be in charge of the cleanup, with Delta City assisting in any way it can.

Mayor Nielson then thanked Mr. Griffiths for his attendance at the meeting and for the work he has completed to date concerning the cleanup. Mayor Nielson encouraged Mr. Griffiths to continue his efforts.

CITY ENGINEER JOHN QUICK: REPORT ON STREET IMPROVEMENT PROJECT ON CENTER STREET CURB AND GUTTER

Mayor Nielson recognized City Engineer John Quick and requested that he present the report on the Center Street curb and gutter portion of the street improvement project. Mr. Quick stated that the following issues need to be addressed by the Council concerning the street improvement project on Center Street from Main Street to 450 South:

1. Does the City want a highback curb and gutter on Center Street?
2. Does the City want to pursue other funding sources, e.g., B and C road funds and the possibility of setting up a special improvement district along the streets to be upgraded.
3. Does the City desire to have 44-foot wide asphalt paved streets with gravel shoulders, or depressed surface gutters to provide for drainage?

Mayor Nielson asked the Council to give direction to Mr. Quick regarding this project. Council Member Gayle Bunker stated he feels the City should not have to pay for the curb and gutter. Council Member Neil Dutson stated the curb and gutter would increase the property value of all the property adjacent to the street; therefore, he favored property owners paying for the curb and gutters.

Council Member Don Dafoe reminded the Council that Intermountain Power Project (IPP) had provided money to assist in the street improvement project, and that IPP had designated Center Street and 350 East as the two streets to be fully improved. Council Member Dafoe stated that "fully improved" should include the curb and gutters. Council Member Ruth Hansen questioned whether the \$500,000 given to Delta City by IPP would do those two streets if the curb and gutter were included in that project.

Mayor Nielson recognized Mr. Martin Ludwig and invited him to address the Council. Mr. Ludwig said that he, as a City resident, had participated in the street improvement project when the curb and gutter was installed in front of his home on 100 West. It was his opinion that all of the curb and gutter presently in Delta City had been partially paid for by the property owners whose property is adjacent to the streets. Consequently, Mr. Ludwig felt the proposed project on Center Street should also be funded by the property owners whose property would be affected by the project.

City Manager Jim Allan stated that the City had planned to not only fund the improvements for 30 foot wide paved cross section on Center Street, but to provide additional asphaltting to extend it to the curb and gutter, which was also to be provided for the drainage and for parking. But since the Special Improvement District (SID) issue had been raised, he suggested a SID could be established for funding the curb and gutter, thus enabling those property owners on Center Street to participate in the funding of the curb and gutter, which should not cause any undue hardship to anyone. Mr. Allan further stated that the SID would be done block by block, and that properties to be improved would not have to be contiguous. The SID could be as large as necessary and used as a mechanism to obtain funding for the curb and gutters within the City limits.

Following further discussion of the issue, Council Member Gayle Bunker MOVED that Delta City fund the installation of the 30 foot asphalt cross section on Center Street from Main Street to 500 South, and establish a special improvement district for the purpose of funding the curb and gutter and the additional 7 feet of asphalt on each side of the 30 feet of asphalt installed within the proposed street improvement project. The motion was SECONDED by Council Member Don Dafoe. Mayor Nielson then asked if there were any further comments or questions regarding the issue. There being none, he called for a vote on the motion. The motion passed unanimously.

CITY ENGINEER JOHN QUICK: CONSIDERATION FOR APPROVAL AND PAYMENT FOR MONIES EXPENDED ON THE STREET IMPROVEMENT PROJECT

Mr. John Quick presented the following requests for payment for the Council's consideration and approval:

1. Bush & Gudgeall, Inc.: Preparation of plans, profiles and specification and contract documents for street improvement project in the amount of \$15,085.47.
2. Bush & Gudgeall, Inc.: Storm drain design on 100 North Street in the amount of \$29,043.41.
3. Geneva Pipe: Supplies for the street improvement project in the amount of \$4,555.28.

Following a brief discussion of the requests, Council Member Don Dafoe MOVED that the Council approve payment for all three of the aforementioned requests. The motion was SECONDED by Council Member Gayle Bunker. Mayor Nielson then asked if there were any further questions or comments regarding the payment requests. There being none, he called for a vote on the motion. The motion passed unanimously.

MAYOR WALTER EKINS: HINCKLEY CITY REQUEST FOR ADDITIONAL POLICE PROTECTION

Mayor Nielson recognized Hinckley Town Mayor Walter Ekins and requested that he present Hinckley Town's request for additional police protection. Mayor Ekins explained that the Hinckley Town Council had instructed him to meet with the Delta City Council and make an official request for additional law

enforcement from Delta City. Mayor Ekins said that there is a need for approximately 14 hours per week for additional law enforcement and Hinckley Town could offer \$15.00 per hour for this assistance. He said the hours could be flexible. Mayor Ekins said Hinckley Town would request an agreement be drawn up for a sixty (60) day period, after which the program would be reviewed by both the Hinckley Town Council and the Delta City Council to make whatever adjustments were necessary. Mayor Ekins then stated that the Hinckley Town Council is planning on adopting the Utah Traffic Code, the DUI Code and the Controlled Substance Code on March 28, 1985, at their regular Town Council Meeting. Mayor Ekins also informed the Council that Stanley Robison has been approached by the Hinckley Town Council and asked to act as their Justice of the Peace. He said Mr. Robison is in favor of this action. Mayor Ekins asked the Council to approve use of Mr. Robison as the Hinckley Town Justice of the Peace. Mr. Robison would continue to use his office in the Delta City building and also the Delta City Court Clerk that he is now using for any necessary typing.

Council Member Don Dafoe asked Mayor Ekins why the Millard County Sheriff's Department was not asked to provide the additional law enforcement that was needed in Hinckley Town. Mayor Ekins answered that Millard County has told Hinckley Town that they are presently providing all of the law enforcement for Hinckley Town that they can with the manpower and budget available to them.

Council Member Neil Dutson asked Mayor Ekins if the Millard County Sheriff Department would withdraw their law enforcement in Hinckley Town if Hinckley Town contracts with Delta City for additional law enforcement. Mayor Ekins said no, and stated that he felt the Millard County Sheriff Department would continue with the same protection as they were giving Hinckley at the present time. Mayor Ekins further stated that there are two of the Delta City police officers living within the Hinckley Town limits at the present time, and because they were already in the area with their patrol cars, it would not require as much additional cost to provide law enforcement with Delta City police officers.

Attorney Peterson suggested that if the Council's decision is to grant the Hinckley Town Council's request for additional law enforcement, they should consider the following items prior to signing any agreement with Hinckley City:

1. Who would be responsible for actions of the police officers in Hinckley, including public liability, Delta City or Hinckley Town?
2. Would the police officers be asked to work overtime or would they be asked to leave Delta City unprotected during the hours they were working within the Hinckley City area?

Following further discussion of the issue, Council Member Ruth Hansen MOVED that Mayor Nielson, City Manager Jim Allan, and City Attorney Warren Peterson review the matter with Mayor Ekins and make a report of their findings to the Delta City Council at a later date. The motion was SECONDED by Council Member Neil Dutson. Mayor Nielson asked if there were any

further comments or suggestions regarding the issue or the motion. There being none, he called for a vote on the motion. The motion passed unanimously.

ATTORNEY WARREN PETERSON: DISCUSSION OF ABANDONED VEHICLES AND PRIVATE PARKING ORDINANCE

Attorney Warren Peterson explained to the Council that he has received numerous complaints recently from Delta City residents regarding abandoned vehicles, especially within the White Sage Development Area. For example, someone parking an old vehicle on property without permission of the landowner. At the present time, Delta City does not have an ordinance to control this type of an issue. Attorney Peterson explained there are two separate situations to be considered:

1. Share of a ride or other temporary parking situations. For example, four or five persons meet at a predetermined area and all ride in one vehicle, leaving the other four vehicles parked all day long on private property without the permission of the property owner.
2. A vehicle being parked on private property and abandoned there.

Following further discussion of the issue, Council Member Gayle Bunker MOVED the Council instruct City Attorney Warren Peterson to prepare an ordinance to provide for the action to be taken regarding abandoned vehicles on private property. The motion was then SECONDED by Council Member Neil Dutson. Mayor Nielson asked if there were any further comments, suggestions, or questions regarding the proposed ordinance. There being none, he called for a vote on the motion. The motion passed unanimously.

CITY ATTORNEY WARREN PETERSON: EXTENSION OF APPROVAL OF PENDRAY ESTATES SUBDIVISION PLAT J

City Attorney Warren Peterson explained to the Council that the Pendray Estates Subdivision Plats I and J were previously approved on October 14, 1983. There have been no changes on Plat J since that date. At the time the Council approved Plats I and J, Pendrays requested Plat J be approved so that when they were ready to sell the lots, the paperwork required would be complete. At the present time there have been no lots sold; however, the Delta City ordinance states that approval expires after one year. That time has now passed. Therefore, Mr. Robert Pendray has requested the Council grant approval for Plat J in the Pendray Estates Subdivision. Council Member Don Dafoe MOVED to approve extension of approval for Pendray Estates Subdivision Plat J for an additional twelve months, to March, 1986. Council Member Gayle Bunker SECONDED the motion. Mayor Nielson asked if there were any further questions or comments regarding the motion. There being none, he called for a vote on the motion. The motion passed unanimously.

CITY ATTORNEY WARREN PETERSON: DEDICATION OF 17 FOOT STRIP ON 350 EAST AND
PROPOSED VACATION OF 19.5 FOOT STRIP ON 400 EAST

City Attorney Warren Peterson explained to the Council that City Engineer John Quick has previously recommended that 400 East Street be narrowed from 99 feet to a 60-foot cross section, and that 350 East be widened by 17 feet. The purpose of this item being placed on the agenda was to receive instruction from the Council regarding this issue. Following further discussion of the matter, Council Member Ruth Hansen MOVED that the Council instruct City Attorney Warren Peterson to proceed with the proposed project of the dedication of the 17 foot strip on 350 East Street and the vacation of a 19.5 foot strip on 400 East Street. The motion was then SECONDED by Council Member Gayle Bunker. Mayor Nielson asked if there were any further comments or questions regarding the motion. There being none, he called for a vote on the motion. The motion passed unanimously.

CHIEF GREGORY COOPER: DISCUSSION/DECISION OF CAPITAL ITEMS FOR DELTA CITY
POLICE DEPARTMENT

Delta City Police Chief Gregory Cooper explained to the Council that he was in attendance at the meeting to present for their consideration and approval the following capital items:

Item #1

1	Pager "Minitor" w/c Hansen @ \$325.00	325.00
3	Portable radio - charges-case 8 Channel @ \$1260.00	3,780.00
1	Patrol vehicle radio "complete" 8 channel @ \$2085.00	2,085.00
1	Patrol veh radio w/o siren 8 channel @ \$1598.00	1,598.00
1	Base station w/antenna 8 channel @ \$1598.00	1,598.00
		<u>9,386.00</u>

Following a brief discussion of the purchase of the pager and portable radios, Council Member Don Dafoe MOVED that the Council grant approval for the purchase in the amount of \$9,386.00. The motion was SECONDED by Council Member Ruth Hansen. Mayor Nielson asked if there were any further questions or comments regarding the motion. There being none, he called for a vote on the motion. The motion carried unanimously.

Item #2

3	Road Block Spikes 21 ft. @ \$950.00	2,850.00
		<u>\$2,850.00</u>

Chief Cooper explained to the Council that the purpose of the spikes was to stop a vehicle in a road block and to enhance the safety of the officers. Council Member Neil Dutson questioned the need for three sets of these road spikes and MOVED that the Council grant approval for only two sets. The motion died for lack of a second.

Item #3

6	Crime scene lights IIEFG600	708.00
1	MD 650 Metal Detector	297.00
1	MD 650/A Metal Detector Case	69.50
1	SWP 100 Ultra Violet Illumination system	266.75
1	SFP 12 Fingerprint evidence camera	639.00
1	SFP 12C Fingerprint evidence camera case±	108.50
1	Plastic Casting kit CSP900	188.35
1	Forensic Optical comparator FX8A	1,300.00
1	MIC 940 fraud document viewer	1,695.00
1	EVAC-1 Evidence collection vacuum	297.50
1	PEM-02 Evidence collection vacuum filters	39.75
1	MPLR 100 Serial number restoration kit	369.00
1	MBT 288 Blood testing kit	149.00
1	Portable generation 3KW Onan	885.00
		<u>\$7,015.35</u>

Following a brief discussion regarding the aforementioned lab equipment in the amount of \$7,015.35, Council Member Don Dafoe MOVED to approve the purchase as presented. Council Member Gayle Bunker SECONDED the motion. Mayor Nielson then asked if there were any further comments or questions regarding the motion. Council Member Neil Dutson asked how much of the above purchase would be funded by IPP and how much would be funded by Delta City taxpayers. Chief Cooper explained to Council Member Dutson that 50% would be paid for by IPP and 50% would be paid for by Delta City. Mayor Nielson then asked if there were any further comments. There being none, he called for a vote on the motion. The voting was as follows:

Council Member Ruth Hansen	Yes
Council Member Don Dafoe	Yes
Council Member Gayle Bunker	Yes
Council Member Neil Dutson	No

The motion carried.

Item #4

10	Silk Black Print Powder @ \$27.00	270.00
10	Silver Print Powder @ \$27.00	270.00
5	Latent Print Brush \$ 6.95	34.75
10	Lifting tape 2" x 360" @ \$4.75	47.50
10	Lifting Tape 4" x 360' @ \$7.25	72.50
5	Ninhydrin Spray @ \$14.95	74.75
1	Fingerprint Evidence Presentation Kit @ \$54.00	54.00
500	Palm Print Record Cards @ \$51.00/500	51.00
5	Photo Evidence Rule Tape @ \$5.50	27.50
1	Tape Measure @ \$10.50	10.50
100	Print Record Cards @ 13.95/100	13.95
500	Print Record Cards @ \$52.80/500	52.80
		<u>\$979.25</u>

10	Barricade/warning tape @ \$17.50	175.00
5	Tuff'n Soft Cloth Towels \$28.50	142.50
10	Poly Gloves @ \$2.75	27.50
1000	Poly Bags @ \$32.49/1000	32.49
500	Poly Bags @ \$76.90/500	76.90
		<hr/> \$454.39
1	Model S-203 Hailer Jr. @ \$120.95	120.95
5	Nik Kit - Marquis Reagent \$ 10.00	50.00
10	Nik Kit - Dequenois - Levine Test @ \$16.50	165.00
5	Nik Kit - Methaqualone Test @ \$14.00	70.00
5	Nik Kit - Confirming Test @ \$10.00	50.00
		<hr/> \$455.95

Following a brief discussion of the above mentioned items, Council Member Don Dafoe MOVED to grant Council approval for the purchase of the aforementioned items in the amounts of \$455.95, \$979.25 and \$454.39. Council Member Ruth Hansen SECONDED the motion. Mayor Nielson asked if there were any further comments or questions regarding the motion. There being none, he called for a vote on the motion. The motion passed unanimously.

Item #5

1	Multi Channel Surveillance Radio/transmitter @ \$4,000	4,000.00
		<hr/> \$4,000.00

Following a brief discussion of the proposed purchase of the surveillance radio, Council Member Don Dafoe MOVED that the Council grant approval for the purchase of the radio and transmitter in the amount of \$4,000.00. The motion was SECONDED by Council Member Gayle Bunker. Mayor Nielson asked if there were any further comments or question regarding the purchase or motion. There being none, he called for a vote on the motion. The motion passed unanimously.

Council Member Don Dafoe said he had been thinking about the purchase of the road block spikes and asked Council Member Neil Dutson to restate his motion. Council Member Dutson said he had made a motion to approve the purchase of two sets of road spikes, as opposed to the requested three sets, which would result in a savings to the Delta City taxpayers in the amount of \$500.00, but would still allow the Delta City Police Department to have available to them two sets of the road spikes.

Following further discussion of the issue, Council Member Don Dafoe asked Council Member Neil Dutson to make the motion once again. Council Member Dutson MOVED the Council approve the purchase of two sets of road spikes for the Delta City Police Department. The motion was SECONDED by Council Member Don Dafoe. Mayor Nielson asked if there were any further comments or questions regarding the motion. There being none, he called for a vote on the motion. The motion passed unanimously.

Item #6

2	30-Round Clip for Mini 14 @ \$10.95	21.90
1	37 Milne Gas Gernada Gun & Kit @ \$577.00	577.00
1	Shotgun Tear Gas Kit @ \$296.50	296.50
1	Ultra Light Bipod Mini 14 @ \$35.00	35.00
1	Ultra Light Bipod M 77 @ \$35.00	35.00
		<u>\$965.40</u>

Chief Cooper explained to the Council the purpose and use of gas masks, after which Council Member Neil Dutson MOVED that the Council grant approval for the purchase of one shotgun tear gas kit and to deny approval for the rest of the items on this request. The motion died for lack of a second. No Council action was taken.

Item #7

10	S & W Gas Mask & Case @ \$78.88	788.80
		<u>\$788.80</u>

Following a brief discussion of the use and purpose of the gas masks, Council Member Don Dafoe MOVED to grant approval for the purchase of 10 gas masks and cases in the amount of \$788.80. The motion was SECONDED by Council Member Ruth Hansen. Mayor Nielson asked if there were any further comments or questions regarding the motion. There being none, he called for a vote on the motion. The motion passed unanimously.

Item #8

1	Van, Cargo Type One (1) Ton @ \$10,662.98	10,662.98
2	Van Mirrors @ \$97.10	97.10
		<u>\$10,662.98</u>

There was a very lengthy discussion regarding the use of the proposed van, after which Council Member Gayle Bunker MOVED that the Council table the proposed purchase of the van, which was Item #8, and that Item #6 also be tabled to be discussed at a later Council meeting. The motion was SECONDED by Council Member Ruth Hansen. Mayor Nielson asked if there were any further comments or questions regarding the motion. There being none, he called for a vote on the motion. The motion carried unanimously.

CITY ATTORNEY WARREN PETERSON: DISCUSSION OF PRISONER HOUSING AGREEMENT WITH MILLARD COUNTY

City Attorney Warren Peterson explained that Mayor Nielson had requested that he give a report to the Council regarding the Millard County/Delta City Agreement on Millard County housing of Delta City prisoners. Attorney Peterson said that Millard County has requested \$10.00 per day per prisoner. He said the agreement to pay this amount has been in place for some time, and the funds being paid to Millard County have been placed in an escrow account pending the decision on the Utah State Supreme Court's ruling regarding the Orem City/Utah County Court case. Attorney Peterson reported

that the decision from the Utah State Supreme Court came down on March 7, 1985, in favor of the counties charging cities for the housing of city prisoners. Therefore, the monies that have been paid into the aforementioned escrow account will now be released to Millard County and Delta City will continue to pay the \$10.00 per day per prisoner fee for all of Delta City prisoners housed in the Millard County jail.

CITY MANAGER JIM ALLAN: APPROVAL OF WATER PUMPHOUSE BID

City Manager Jim Allan presented two bids for the Council's consideration and approval for construction of the replacement water pumphouse at 450 North 100 West. Bid number one was from Bennett-Knight Construction in the amount of \$39,485.93, and bid number two was from Houston Construction Company for \$39,475.00, a difference of \$10.93 between the two bids. City Manager Allan explained to the Council that the funding for this project will be taken from the water improvement project monies from Intermountain Power Project and the Utah Natural Resources Community Impact Board.

Following a brief discussion regarding the bids, Council Member Don Dafoe MOVED to approve Houston Construction's low bid of \$39,475.00 for the construction of the Delta City water pumphouse. Council Member Gayle Bunker SECONDED the motion. Mayor Nielson asked if there were any further comments or questions regarding the motion. There being none, he called for a vote on the motion. The motion passed unanimously.

CITY MANAGER JIM ALLAN: APPOINTMENT OF DELTA CITY CHIEF OF POLICE

City Manager Jim stated that in accordance with the Delta City Personnel Manual, and in the best interest of the Delta City Police Department, it was recommended that the City appoint a new police chief to replace Gregory M. Cooper by upward promotion of personnel already within the department. He reported that the position vacancy was advertised "in house" for the required amount of time for applicants for the position of Chief of Police. Three of the Delta City officers applied for the position; namely, Sgt. Ralph Stoneking, Sgt. Kim Taylor, and Officer Roger Young.

Mr. Allan said that the Council had reviewed all three officers' evaluations and performance and on March 23, each of the men were interviewed individually. The results of those interviews were that all candidates were well qualified. Each Council Member was given a vote as to who he would select for the Chief of Police. City Manager Jim Allan then asked Mayor Nielson to make his recommendation regarding the appointment of the Chief of Police for Delta City. Mayor Nielson then recommended that the Council approve Roger Young as Delta City Chief of Police, effective April 6, 1985. Council Member Don Dafoe then MOVED that the Council appoint Roger Young as Chief of Police with a salary range of Grade 22 Step B effective April 6, 1985. Council Member Neil Dutson SECONDED the motion. Mayor Nielson asked if there were any comments or questions regarding the appointment or the motion. There being none, he called for a vote on the motion. The motion passed unanimously. Mayor Nielson then congratulated Roger Young on his appointment.

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Mayor Nielson then asked if there were any further items for discussion or comment. There being none, Council Member Gayle Bunker MOVED the meeting be adjourned. The motion was SECONDED by Council Member Neil Dutson. The motion passed unanimously and the meeting adjourned at 10:45 p.m.

Grant S. Nielson
GRANT S. NIELSON, Mayor

Attest:

Dorothy Jeffery
DOROTHY JEFFERY
Delta City Recorder

MINUTES APPROVED: May 13, 1985